

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AMBAC ASSURANCE CORPORATION,

:

Index No. 08 Civ. 9464 (RMB) (THK)

Plaintiff,

:

[PROPOSED] ORDER

- against -

:

EMC MORTGAGE CORPORATION,

:

Defendant.

:

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THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE

AND NOW, this _____ day of _____, 2010, upon consideration of

Plaintiff Ambac Assurance Corporation's Motion for Leave to File Amended Complaint,
defendant EMC Mortgage Corporation's Opposition to Plaintiff's Motion, and Plaintiff's Reply
to EMC Mortgage Corporation's Opposition, it is hereby **ORDERED** that the Motion is

GRANTED and that,

1. Plaintiff shall have ____ days following the entry of this Order to file Plaintiffs' First Amended Complaint;
2. Plaintiffs shall serve the First Amended Complaint on all parties to this action in accordance with the Federal Rules of Civil Procedure and this Court's Local Rules; and

3. Pursuant to Rule 15(a)(3) of the Federal Rules of Civil Procedure, Defendants shall have fourteen (14) days following service of the First Amended Complaint to answer or otherwise respond to the First Amended Complaint.

DATED: New York, New York
_____, 2010

SO ORDERED:

THEODORE H. KATZ
UNITED STATES MAGISTRATE JUDGE